

MONTANA SENATE
2007 LEGISLATURE

ROLL CALL

STATE ADMINISTRATION

DATE 2-5-07

NAMES	PRESENT	ABSENT	EXCUSED
SEN. JOE BALLYEAT (R)	✓		
SEN. VICKI COCCHIARELLA (D)	✓		
SEN. JEFF ESSMANN (R)	✓		
SEN. STEVE GALLUS (D)	✓		
SEN. LARRY JENT (D)	✓		
SEN. RICK LIABLE (R)	✓		
SEN. JESSE LASLOVICH (D)	✓		
SEN. DAVE LEWIS (D)	✓		
SEN. JIM SHOCKLEY(R)	✓		
SEN. JOE TROPILA (D)	✓		
SEN. CAROLYN SQUIRES (D) CHAIR	✓		
DAVE BOHYER, LSD	✓		
CAROL ANDERSEN, SECRETARY	✓		



SENATE STANDING COMMITTEE REPORT

February 6, 2007

Page 1 of 1

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 64** (first reading copy -- white) **do pass as amended.**

Signed: _____

Carolyn Squires
Senator Carolyn Squires, Chair

And, that such amendments read:

1. Page 2, line 22.

Strike: "Permanent"

Insert: "Except for persons employed by the university system,
permanent"

- END -

Committee Vote:

Yes 6, No 5

Fiscal Note Required _____

KJ

260940SC.spb



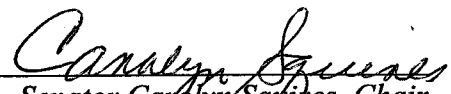
SENATE STANDING COMMITTEE REPORT

February 6, 2007

Page 1 of 3

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 98** (first reading copy -- white) **do pass as amended.**

Signed: 
Senator Carolyn Squires, Chair

And, that such amendments read:

1. Title, page 1, line 7.

Following: " ; "

Insert: "PROVIDING OPTIONS FOR APPOINTING LEGISLATORS TO A COMMITTEE, SUBCOMMITTEE, COUNCIL, COMMISSION, TASK FORCE, OR SIMILAR GROUP; "

2. Page 1.

Following: line 24


Insert: " NEW SECTION. **Section 2. Appointments.** (1) (a)

Whenever the senate president, speaker of the house, majority leader, or other officer of the senate or house of representatives or the senate committee on committees is required or authorized to appoint more than one legislative member of the majority party to a committee, subcommittee, council, commission, task force, or similar group, the senate president, speaker of the house, majority leader, or other officer or the senate committee on committees may appoint a member of a party other than the majority party instead of a member of the majority party.

(b) Whenever the senate president, speaker of the house, majority leader, or other officer of the senate or house of representatives or the senate committee on committees is required or authorized to appoint more than one legislative member of the minority party to a committee, subcommittee, council, commission, task force, or similar group, the senate president, speaker of the house, majority leader, or other officer or the senate committee on committees may, if requested by the minority leader, appoint a member of a party other than the minority or majority party instead of a member of the minority party.

Committee Vote:

Yes 11, No 0

Fiscal Note Required — 

260941SC.spb

(2)(a) Whenever an elected state official, as defined in 5-7-102, is required or authorized to appoint more than one legislative member of the majority party to a committee, subcommittee, council, commission, task force, or similar group, the elected state official may, if requested by the senate president for a senate appointee or if requested by the speaker of the house for a house appointee, appoint a member of a party other than the majority party instead of a member of the majority party.

(b) Whenever an elected state official, as defined in 5-7-102, is required or authorized to appoint more than one legislative member of the minority party to a committee, subcommittee, council, commission, task force, or similar group, the elected state official may, if requested by the senate minority leader for a senate appointee or if requested by the house minority leader for a house appointee, appoint a member of a party other than the minority or majority party instead of a member of the minority party.

(3) If a vacancy occurs in the membership of a committee, subcommittee, council, commission, task force, or similar group because of the resignation or disqualification of a member appointed under the provisions of subsection (1) or (2), the appointing authority authorized or required to make an appointment to fill the vacancy is subject to the provisions of subsections (1) and (2).

(4) If an individual appointed under subsection (1) or (2) to a committee, subcommittee, council, commission, task force, or similar group is not a member of either the majority party or minority party and resigns from or is otherwise disqualified from serving on the committee, subcommittee, council, commission, task force, or similar group, the appointing authority shall fill the vacancy under the provisions of subsection (1) or (2) as if the appointment were an initial appointment, and the appointing authority is not required to fill the vacancy with an individual who is a member of the same party of which the individual whose resignation or disqualification caused the vacancy."

Renumber: subsequent sections

3. Page 1, line 27.

Strike: "The"

Insert: "Subject to [section 2], the"

4. Page 7, line 4.

Following: "to"

Insert: "[section 2] and"

Following: "(5)(b)"

Insert: "of this section"

5. Page 7, line 28.

Following: "and"

Insert: ", subject to [section 2],"

6. Page 8, line 1.

Following: "and"

Insert: ", subject to [section 2],"

7. Page 9, line 3.

Following: "committees"

Insert: ", subject to [section 2]"

8. Page 9, line 6.

Following: "speaker"

Insert: ", subject to [section 2]"

9. Page 9, line 15.

Strike: "Three"

Insert: "Subject to [section 2], three"

10. Page 10, line 4.

Strike: "Three"

Insert: "Subject to [section 2], three"

11. Page 13, line 24.

Following: "instruction."

Insert: "(1)"

12. Page 13.

Following: line 25

Insert: "(2) [Section 2] is intended to be codified as an integral part of Title 5, chapter 5, part 2, and the provisions of Title 5, chapter 5, part 2, apply to [section 2]."

- END -



SENATE STANDING COMMITTEE REPORT

February 6, 2007

Page 1 of 1

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 168** (first reading copy -- white) **do pass**.

Signed: _____

Carolyn Squires
Senator Carolyn Squires, Chair

- END -

Committee Vote:

Yes 11, No 0

Fiscal Note Required _____

KF

260942SC.spb



SENATE STANDING COMMITTEE REPORT

February 6, 2007

Page 1 of 1

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 117** (first reading copy -- white) **do pass**.

Signed:

Carolyn Squires
Senator Carolyn Squires, Chair

- END -

Committee Vote:

Yes 11, No 0

Fiscal Note Required

___ *KF*

260945SC.spb



SENATE STANDING COMMITTEE REPORT

February 6, 2007

Page 1 of 1

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 290** (first reading copy -- white) **do pass**.

Signed:

Carolyn Squires
Senator Carolyn Squires, Chair

- END -

Committee Vote:

Yes 9, No 2

Fiscal Note Required —

KF

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SENATE STANDING COMMITTEE REPORT

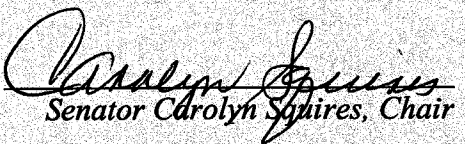
February 6, 2007

Page 1 of 1

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 269** (first reading copy -- white) **do pass**.

Signed:


Senator Carolyn Squires, Chair

- END -

Committee Vote:

Yes 11, No 0

Fiscal Note Required _____



260944SC.spb



SENATE STANDING COMMITTEE REPORT


February 6, 2007

Page 1 of 1

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 173** (first reading copy -- white) **do pass**.

Signed:


Senator Carolyn Squires, Chair

- END -

Committee Vote:

Yes 9, No 2

Fiscal Note Required



260946SC.spb



SENATE STANDING COMMITTEE REPORT

February 6, 2007

Page 1 of 1

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 308** (first reading copy -- white) **do pass**.

Signed:

Carolyn Squires
Senator Carolyn Squires, Chair

- END -

Committee Vote:

Yes 8, No 3

Fiscal Note Required ☒ *KA*

260947SC.spb



SENATE STANDING COMMITTEE REPORT

February 6, 2007

Page 1 of 2

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 213** (first reading copy -- white) **do pass as amended.**

Signed:

Carolyn Squires
Senator Carolyn Squires, Chair

And, that such amendments read:

1. Title, line 4 through line 6.

Strike: "BOARD" on line 4 through "PROGRAM" on line 6

Insert: "VALUATION OF THE TRUST LAND OFFERED FOR SALE THROUGH THE
LAND BANKING PROGRAM MAY NOT REFLECT A REDUCTION IN VALUE
DUE TO LACK OF LEGAL ACCESS"

2. Title, line 7.

Following: "DETERMINED BY A"

Strike: "LICENSED AND CERTIFIED"

Insert: "MONTANA-LICENSED AND MONTANA-CERTIFIED"

3. Title, line 8.

Following: "SECTIONS"

Insert: "77-2-213,"

Following: "77-2-363"

Insert: ", "

4. Page 1, line 11.

Insert: "Section 1. Section 77-2-213, MCA, is amended to read:

"77-2-213. Department to investigate. (1) When a proposal for an exchange pursuant to 77-2-211 is made and the owners of the respective tracts involved seem agreeable to negotiate such exchanges, the proposal ~~shall~~ must be referred to the department and the department shall thoroughly investigate all the lands involved in the proposal, and estimate the value of all of the lands, and consider every factor in connection with the proposal as that may affect the public interest.

(2) The estimated fair market value must be determined by a

Committee Vote:

Yes 10, No 1

Fiscal Note Required —

KF

260948SC.spb

Montana-licensed and Montana-certified appraiser. The valuation of the trust land offered for exchange may not reflect a reduction in value due to lack of legal access."

Renumber: subsequent sections

5. Page 1, line 18 through line 19.

Strike: "The board shall" on line 18 through "program." on line 19

6. Page 1, line 20.

Strike: "licensed and certified"

Insert: "Montana-licensed and Montana-certified"

7. Page 1, line 20.

Following: "appraiser."

Insert: "The valuation of the trust land offered for sale may not reflect a reduction in value due to lack of legal access."

8. Page 2, line 18 through line 19.

Strike: "The board shall" on line 18 through "program." on line 19

9. Page 2, line 20.

Following: "determined by a"

Strike: "licensed and certified"

Insert: "Montana-licensed and Montana-certified"

Following: "appraiser."

Insert: "The valuation of the trust land offered for sale may not reflect a reduction in value due to lack of legal access."

- END -

MONTANA STATE SENATE
2007 LEGISLATURE

STATE ADMINISTRATION

ROLL CALL VOTE

DATE 2-5-07 BILL NO. SB-64 NUMBER 1

MOTION: Amendment #SB006401.229 No Pass
Passed 6-5

NAME	AYE	NO
SEN. JOE BALLYEAT (R)		✓
SEN. VICKI COCCHIARELLA (D)	✓	
SEN. JEFF ESSMANN (R)		✓
SEN. STEVE GALLUS (D)	✓	
SEN. LARRY JENT (D)	✓	
SEN. RICK LAIBLE (R)		✓
SEN. JESSE LASLOVICH (D)	✓	
SEN. DAVE LEWIS (R)		✓
SEN. JIM SHOCKLEY (R)		✓
SEN. JOE TROPILA (D)	✓	
SEN. CAROLYN SQUIRES (D) - CHR	✓	
	6	5

MONTANA STATE SENATE
2007 LEGISLATURE

STATE ADMINISTRATION

ROLL CALL VOTE

DATE 2-5-07 BILL NO. SB-64 NUMBER 2

MOTION: _____

*SB-64 Do Pass As Amended
Passed*

NAME	AYE	NO
SEN. JOE BALLYEAT (R)		✓
SEN. VICKI COCCHIARELLA (D)	✓	
SEN. JEFF ESSMANN (R)		✓
SEN. STEVE GALLUS (D)	✓	
SEN. LARRY JENT (D)	✓	
SEN. RICK LAIBLE (R)		✓
SEN. JESSE LASLOVICH (D)	✓	
SEN. DAVE LEWIS (R)		✓
SEN. JIM SHOCKLEY (R)		✓
SEN. JOE TROPILA (D)	✓	
SEN. CAROLYN SQUIRES (D) - CHR	✓	
	6	5

MONTANA STATE SENATE
2007 LEGISLATURE

STATE ADMINISTRATION

ROLL CALL VOTE

DATE 2-5-07 BILL NO. SB-219 NUMBER

MOTION: SB-219 Do Pass As Amended
passed 6-5

NAME	AYE	NO
SEN. JOE BALLYEAT (R)	✓	
SEN. VICKI COCCHIARELLA (D)		✓
SEN. JEFF ESSMANN (R)	✓	
SEN. STEVE GALLUS (D)		✓
SEN. LARRY JENT (D)	✓	
SEN. RICK LAIBLE (R)	✓	
SEN. JESSE LASLOVICH (D)		✓
SEN. DAVE LEWIS (R)	✓	
SEN. JIM SHOCKLEY (R)	✓	
SEN. JOE TROPILA (D)		✓
SEN. CAROLYN SQUIRES (D) - CHR		✓
	6	5

MONTANA STATE SENATE
2007 LEGISLATURE

STATE ADMINISTRATION

ROLL CALL VOTE

DATE 2-5-07 BILL NO. SB-219 NUMBER 7

MOTION: Reconsider Action on SB-219
Failed 5-6

NAME	AYE	NO
SEN. JOE BALLYEAT (R)		✓
SEN. VICKI COCCHIARELLA (D)	✓	
SEN. JEFF ESSMANN (R)		✓
SEN. STEVE GALLUS (D)	✓	
SEN. LARRY JENT (D)		✓
SEN. RICK LAIBLE (R)		✓
SEN. JESSE LASLOVICH (D)	✓	
SEN. DAVE LEWIS (R)		✓
SEN. JIM SHOCKLEY (R)		✓
SEN. JOE TROPILA (D)	✓	
SEN. CAROLYN SQUIRES (D) - CHR	✓	
	5	6

PROXY VOTE

I, the undersigned, hereby authorize Senator

ESSM IN to vote my proxy on any issue

before the Senate State AP Committee

held on 2/5, 2007.

SB-64 - No	Reconsider SB-219 - no
SB-98 - yes	SB-290 - yes
SB-168 - yes	SB-269 - yes
SB-117 - yes	SB-173 - yes
SB-219 - yes	SB-308 - yes
	SB-213 yes

[Signature]
SENATOR
STATE OF MONTANA

SENATE PROXY FORM

According to Senate Rule 30-70 (13) (f) , a committee member may vote by proxy using a standard form.

PROXY VOTE

I, the undersigned, hereby authorize Senator Squires

to vote my proxy on any issue before the Senate State Administration

_____ Committee

held on 2/5, 2007.

SB 64 yes SB 64 amendment yes

Larry Jent
SENATOR
STATE OF MONTANA

MONTANA STATE SENATE
2007 LEGISLATURE

STATE ADMINISTRATION

VISITOR REGISTER

DATE February 5, 2007

BILLS BEING HEARD TODAY SB-295; SB-310; SB-279

PLEASE PRINT

NAME	PHONE	REPRESENTING	BILL #	SUPPORT	OPPOSE
Reid Lund	683-27556	Youth Challenge	295	✓	
Rita Blake	4429135	League of Women Voters	310	✓	
Elizabeth Arden	453-1377	MT Common Cause	310		
Col Jeff Ireland	3243017	DMA	295	✓	
JOHN BARROWS	459-9503	Mont Newspaper Assoc	279		X
JOHN NUGENT	494-6696	MTYC FDN	295	✓	
Annie Glover	510-4592	MEA-MFT	295	✓	
Bridget Bndr	444-3172	LA D	295		
Kristi Blaz	459-1388	MT Beer & Wine Dist	295	X	
Jeanne Souvigney	581-8942	MCU	279		X

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill # SB0064

Title: Increase membership in state group health insurance

Primary Sponsor: Cobb, J.

Status: As Introduced

- ☐ Significant Local Gov Impact
 ☒ Include in HB 2
 ☐ Technical Concerns
☐ Included in the Executive Budget
 ☐ Significant Long-Term Impacts
 ☐ Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2008</u> <u>Difference</u>	<u>FY 2009</u> <u>Difference</u>	<u>FY 2010</u> <u>Difference</u>	<u>FY 2011</u> <u>Difference</u>
Expenditures:				
General Fund	\$ 991,802	\$ 1,046,510	\$ 1,109,301	\$ 1,175,859
State Special Revenue	\$ 423,407	\$ 448,811	\$ 475,740	\$ 504,285
Federal Special Revenue	\$ 192,457	\$ 204,004	\$ 216,245	\$ 229,219
Proprietary - State Agencies	\$ 153,634	\$ 162,852	\$ 172,623	\$ 182,981
Other - University	\$ 1,754,550	\$ 1,859,823	\$ 1,971,412	\$ 2,089,697
Revenue:				
General Fund	\$ -	\$ -	\$ -	\$ -
State Special Revenue	\$ -	\$ -	\$ -	\$ -
Federal Special Revenue	\$ -	\$ -	\$ -	\$ -
Proprietary - State Agencies	\$ -	\$ -	\$ -	\$ -
Other -University	\$ -	\$ -	\$ -	\$ -
Net Impact-General Fund Balance:	<u>\$ (991,802)</u>	<u>\$ (1,046,510)</u>	<u>\$ (1,109,301)</u>	<u>\$ (1,175,859)</u>

Description of fiscal Impact: The fiscal impact from SB 64 will come from additional temporary, seasonal, and part-time less than 20-hours/week employees now becoming eligible for state share benefits, and employees who currently satisfied eligibility requirements for state share at the 6-month time-frame, gaining an additional 3-months of state share eligibility.

No fiscal impact is projected to the State or the Montana University System self-insured health plans because it is impossible to predict what the risk profile would be for the additional employees receiving state share under SB 64.

FISCAL ANALYSIS

Assumptions:

Department of Administration

- In order to predict the number of additional employees that would have been eligible for state provided health premium benefits (state share) under the criteria proposed in SB 64, the department queried the SABHRS human resource system to identify all employees with a "seasonal" or "temporary" employee status who worked at least 20

- hours/pay-period (assumed to be equivalent to 10 hours/week) for at least 6 consecutive pay-periods between January 1 to December 8, 2006.
2. 842 individuals were identified to have met the minimum SB 64 qualifications if it were in place during the 2006 calendar year. This count was assumed to remain constant each year through the next two biennia.
 3. Out of the 842 individuals, 202 were identified that would gain eligibility for benefits under SB 64 because they currently work between 10-20 hours/week. The other 640 individuals would receive an additional 3 months of coverage under SB 64. The state share cost for one individual per pay-period is \$278.50 or \$557 per month. The total state share cost for the 202 employees who gained eligibility from the reduced hours/week criteria, for the time-period they actually worked in calendar year 2006 would be \$213,610. The additional 3-months of coverage for individuals that previously would have had to wait 6-months for state share, was calculated to be \$1,069,440. The sum of these two amounts is the annual fiscal impact assumed for each fiscal year.
 4. The state's human resource software system would require some reprogramming work to identify and tag those additional employees who would be eligible for state share under SB 64. It is projected that it would take 80 hours to complete the design, development and testing of the software programming at a cost of \$60/hour; for a total of \$4,800.
 5. This fiscal note assumes any additional costs of enrolling or un-enrolling individuals from the benefits plans will be absorbed into each agency's budget.
 6. This fiscal note assumes that the more generous eligibility requirements for health care benefits would have no effect on the total population of individuals currently with a "seasonal" or "temporary" work status.
 7. There is no way to predict the risk profile of employees that would be joining the state's health plan under SB 64, and therefore impossible to predict what fiscal impact claims from this group of individuals would have on the self-insured health plan. For purposes of this fiscal note it is assumed that the health plan will break-even with the addition of these folks; premiums into the plan will equal claims payments and a proportionate share of administrative costs from the plan; but note that there is the risk to the plan that the new enrollees will be in a high risk group that has claim costs which exceed premiums.
 8. The funding split state-wide for the additional personal services cost is estimated to be 40.4 percent general fund; 33.0 percent state special revenue; 15.0 percent federal special revenue; and 11.6 percent other.
 9. Health insurance inflation is estimated to grow at 6 percent per year.

Montana University System (MUS)

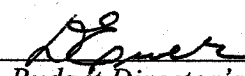
10. In order to estimate the number of additional employees that would be eligible for MUS provided health premium benefits (state share) under the criteria proposed in SB 64, The Office of Commissioner of Higher Education (OCHE) queried the human resource officers at the MUS campuses to identify all employees with a "seasonal" or "temporary" employee status who worked the equivalent of 10 hours/week. OCHE estimates that approximately 1,000 individuals would have met the minimum SB 64 qualifications if it were in place during the 2006 calendar year. OCHE assumed that these employees worked an average of 4 months a year. This count was assumed to remain constant each year through the next two biennia.
11. The state share cost for one individual per month is \$557. The total state share cost for the approximately 1,000 is estimated to be \$2,228,000.
12. Campus human resource software systems would require reprogramming work to identify and tag those additional employees who would be eligible for state share under SB 64. An estimate of this reprogramming cost cannot be provided at this time, but it would be significant.
13. The 3-month requirement in SB 64 would also result in significant increased administrative workload. The present 6-month requirement fits well with semester scheduling. A significantly larger number of insurance coverage additions, deletions and coverage issues would result in the need for additional staffing at the larger campuses. An estimate of the cost cannot be provided at this time.
14. This fiscal note assumes that the more generous eligibility requirements for the health care benefits would have no effect on the total population of individuals currently with a "seasonal" or "temporary" work status.
15. The funding split MUS-wide for the additional personal services cost is estimated to be 25 percent campus current unrestricted funds (CUF) and 75 percent campus auxiliary, designated and restricted funds. The CUF is funded 85 percent general fund and 15 percent tuition.
16. Health insurance inflations is estimated to increase by 6 percent per year.

State Agencies

	FY 2008 Difference	FY 2009 Difference	FY 2010 Difference	FY 2011 Difference
Fiscal Impact:				
Expenditures:				
Personal Services	\$ 1,283,050	\$ 1,360,033	\$ 1,441,635	\$ 1,528,133
Operating Expenses	\$ 4,800	\$ -	\$ -	\$ -
TOTAL Expenditures	\$ 1,287,850	\$ 1,360,033	\$ 1,441,635	\$ 1,528,133
Funding of Expenditures:				
General Fund (01)	\$ 518,352	\$ 544,653	\$ 577,332	\$ 611,972
State Special Revenue (02)	\$ 423,407	\$ 448,811	\$ 475,740	\$ 504,285
Federal Special Revenue (03)	\$ 192,457	\$ 204,004	\$ 216,245	\$ 229,219
Other (06)	\$ 153,634	\$ 162,852	\$ 172,623	\$ 182,981
TOTAL Funding of Exp.	\$ 1,287,850	\$ 1,360,321	\$ 1,441,940	\$ 1,528,457
Revenues:				
General Fund (01)	\$ -	\$ -	\$ -	\$ -
State Special Revenue (02)	\$ -	\$ -	\$ -	\$ -
Federal Special Revenue (03)	\$ -	\$ -	\$ -	\$ -
Other (06)	\$ -	\$ -	\$ -	\$ -
TOTAL Revenues	\$ -	\$ -	\$ -	\$ -
Net Impact to Fund Balance (Revenue minus Funding of Expenditures):				
General Fund (01)	\$ (518,352)	\$ (544,653)	\$ (577,332)	\$ (611,972)
State Special Revenue (02)	\$ (423,407)	\$ (448,811)	\$ (475,740)	\$ (504,285)
Federal Special Revenue (03)	\$ (192,457)	\$ (204,004)	\$ (216,245)	\$ (229,219)
Other (06)	\$ (153,634)	\$ (162,852)	\$ (172,623)	\$ (182,981)

Montana University System

	FY 2008 Difference	FY 2009 Difference	FY 2010 Difference	FY 2011 Difference
Fiscal Impact:				
Expenditures:				
Personal Services	\$ 2,228,000	\$ 2,361,680	\$ 2,503,381	\$ 2,653,584
TOTAL Expenditures	<u>\$ 2,228,000</u>	<u>\$ 2,361,680</u>	<u>\$ 2,503,381</u>	<u>\$ 2,653,584</u>
Funding of Expenditures:				
CUF - General Fund (31)	\$ 473,450	\$ 501,857	\$ 531,968	\$ 563,887
CUF - Tuition (31)	\$ 83,550	\$ 88,563	\$ 93,877	\$ 99,509
Other University Funds	\$ 1,671,000	\$ 1,771,260	\$ 1,877,536	\$ 1,990,188
TOTAL Funding of Exp.	<u>\$ 2,228,000</u>	<u>\$ 2,361,680</u>	<u>\$ 2,503,381</u>	<u>\$ 2,653,584</u>
Revenues:				
CUF - General Fund (31)	\$ -	\$ -	\$ -	\$ -
CUF - Tuition (31)	\$ -	\$ -	\$ -	\$ -
Other University Funds	\$ -	\$ -	\$ -	\$ -
TOTAL Revenues	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Net Impact to Fund Balance (Revenue minus Funding of Expenditures):				
CUF - General Fund (31)	\$ (473,450)	\$ (501,857)	\$ (531,968)	\$ (563,887)
CUF - Tuition (31)	\$ (83,550)	\$ (88,563)	\$ (93,877)	\$ (99,509)
Other University Funds	\$ (1,671,000)	\$ (1,771,260)	\$ (1,877,536)	\$ (1,990,188)

Sponsor's Initials_____
Date

 Budget Director's Initials

 1/2/07
 Date



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

To open, right click on "Select a bill", select Worksheet Object/Edit. To exit, click outside the spreadsheet.

Bill #	SB0117	Title:	Provide that the state pays costs involved in certain election challenges
Primary Sponsor:	Cobb, J.	Status:	As Introduced

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
Other - Proprietary	\$15,663	\$0	\$0	\$0
Revenue:				
Other - Proprietary	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal Impact: The bill requires the Secretary of State to pay attorney's fees awarded by the court in certain contested elections.

FISCAL ANALYSIS

Assumptions:

1. This bill requires the Secretary of State's Office to pay attorney's fees awarded by the court in certain contested elections.
2. The Secretary of State will be responsible to pay for the contested election in House District 12 from the 2004 General Election. In that particular case, the court awarded the prevailing party its attorney's fees in the amount of \$15,663.
3. The only source of funding for the Secretary of State's Office (SOS) is its enterprise fund. Business filing fees constitute the vast majority of revenue to the SOS enterprise fund. The Secretary of State's Office is required by law to establish fees commensurate with the costs of the office. Absorbing the costs of awarded attorney's fees for contested elections may cause the Secretary of State's Office to increase fees on businesses required to file with the office.

4. The Secretary of State's Office may have to intervene in contested elections in the future to ensure that any costs awarded by the court are reasonable thus creating an additional cost to the state. It is unknown how many contested elections there may be in the future.
5. The amount in the HD 12 case is a good example of the cost that would be incurred in a case involving a single county. In a case involving multiple counties it is safe to assume the cost could amount to several times that of the HD 12 case.

Fiscal Impact:**Expenditures:**

Operating Expenses	\$15,663	\$0	\$0	\$0
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Funding of Expenditures:

Other - Proprietary	\$15,663	\$0	\$0	\$0
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Revenues:

Other - Proprietary	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
TOTAL Revenues	<u><u>\$0</u></u>	<u><u>\$0</u></u>	<u><u>\$0</u></u>	<u><u>\$0</u></u>

Net Impact to Fund Balance (Revenue minus Funding of Expenditures):

Other	(\$15,663)	\$0	\$0	\$0
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 Sponsor's Initials

 1-4-07

 Date



 Budget Director's Initials

 1/4/07

 Date



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill #	SB0173
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Title:	Revise laws governing state-tribal economic development commission
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Primary Sponsor:	Juneau, C.
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Status:	As Introduced
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|--|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input checked="" type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
General Fund	\$85,657	\$85,752	\$87,896	\$90,093
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>(\$85,657)</u>	<u>(\$85,752)</u>	<u>(\$87,896)</u>	<u>(\$90,093)</u>

Description of fiscal Impact:

SB 173 transfers the State-Tribal Economic Development Commission (the commission) from the Governor's Office to the Department of Commerce and adds an additional member to the commission from the Governor's Office of Economic Development for a total of eleven members. The bill also repeals the commissions June 30, 2009 termination date.

FISCAL ANALYSIS

Assumptions:

Department of Commerce (DOC)

- SB 173 transfers the administrative attachment for the transfers the State-Tribal Economic Development Commission (the commission) from the Governor's Office to the Department of Commerce and adds an additional member to the commission from the Governor's Office of Economic Development for a total of eleven members.
- 1.00 FTE would be transferred to the Department of Commerce with an estimated personal services cost of \$40,188 in FY 2008 and \$40,226 in FY 2009. Operating costs for the commission are estimated at \$45,469 in FY 2008 and \$45,526 in FY 2009. The aforementioned costs are included in the Executive Budget Request. FY 2010 and FY 2011 costs have been adjusted 2.50% for inflation.

Fiscal Note Request – As Introduced

(continued)

Expenditures:

Personal Services	\$40,188	\$40,226	\$41,232	\$42,262
Operating Expenses	\$45,469	\$45,526	\$46,664	\$47,831
TOTAL Expenditures	\$85,657	\$85,752	\$87,896	\$90,093

Funding of Expenditures:

General Fund (01)	\$85,657	\$85,752	\$87,896	\$90,093
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Net Impact to Fund Balance (Revenue minus Funding of Expenditures):

General Fund (01)	(\$85,657)	(\$85,752)	(\$87,896)	(\$90,093)
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Technical Notes:

Governor's Office

1. There are currently funds remaining in the State-Tribal Economic Development Fund 02939 (\$74,992). It is unknown exactly how much will be remaining at the end of FY 2007, but it is estimated to be less than \$10,000. This fund balance can be transferred to Department of Commerce, but there should be some appropriation for any remaining funds, or some direction provided as to their disposition.


Sponsor's Initials

1-30-07
Date


Budget Director's Initials

1/2/07
Date



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill #	SB0213	Title:	Revise appraisals and land banking procedure
Primary Sponsor:	Cobb, John	Status:	As Introduced

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input checked="" type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	\$0	\$0	\$0	\$0

Description of fiscal Impact:

Senate Bill 213 requires that appraisals for the sales of trust lands be conducted by licensed or certified appraisers.

FISCAL ANALYSIS

Assumptions:

1. The ability to sell state trust land under the land banking statutes sunsets October 1, 2008, pursuant to 77-2-364, MCA.
2. Appraisals would have been conducted and paid for in FY 2007 on trust land sales, under Land Banking, that would occur July 1, 2008, through October 1, 2008. Therefore, no fiscal impact would result for FY 2008 – FY 2011.

Technical Notes:

1. The same language that requires appraisals to be conducted by licensed or certified appraisers and how the property will be valued should be included in the 77-2-213, MCA, statutes pertaining to land exchanges.

AC
Sponsor's Initials

1-16-07
Date

[Signature]
Budget Director's Initials

1/15/07
Date